

Mr. Henderson moved that the Senate do now adjourn.

Mr. Massey moved that the Senate adjourn to 9 o'clock to-morrow morning.

Mr. Johnson moved that the Senate adjourn to 9:30 to-morrow morning.

The motion of Mr. Henderson to adjourn was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock a. m. Wednesday, May 19, 1909.

The Senate met pursuant to adjournment.

## WEDNESDAY, MAY 19, 1909.

The President in the Chair.

The reading of the Journal was dispensed with.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Adkins, Baker (20th Dist.), Beard, Broome, Buckman, Crill, Cone, Cottrell, Davis, Dayton, Flournoy, Girardeau, Harris, Henderson, Hosford, Johnson, Leggett, Massey, McCreary, McLeod, Sams, Sloan, Williams, Withers, Zim—26.

A quorum was present.

Prayer by the Chaplain.

The Journal of May 18 was corrected.

The Journal of May 18 was approved as corrected.

### REPORTS OF COMMITTEES.

Mr. Johnson, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 418:

A bill to be entitled an act to amend Section 20 of an

act entitled "An act regulating the running of automobiles or motor vehicles on the public roads or highways in the State of Florida," approved May 11, 1905.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

J. B. JOHNSON,  
Chairman of Committee.

And Senate Bill No. 418, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. I. N. Withers, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 18, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Appropriations, to whom was referred—

Committee Substitute for House Bill No. 224:

A bill to be entitled an act to authorize the payment of the balance due in the construction of a dormitory for the University of Florida, at Lake City.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

I. N. WITHERS,  
Chairman of Committee.

And Committee Substitute for House Bill No. 224, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

## Senate Bill No. 338:

A bill to be entitled an act concerning and validating powers of attorney made by foreign and domestic corporation and deeds made thereunder and the records thereof.

Recommend the adoption of the following amendment, to wit:

Add to Section 1 the following words: "This Act shall not affect the existing rights of bona fide purchasers for valuable consideration and creditors without notice."

Have had the same under consideration and recommend that it do pass, with above amendment.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

And Senate Bill No. 338, with the committee amendment, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary A, to whom was referred—

## House Bill No. 151:

A bill to be entitled an act to amend Section 2295 of the General Statutes of the State of Florida, relating to the rules of descent to real estate.

Recommend the adoption of the following amendments, to wit:

1. Add at the end of the title the words "and personal estate."

2. Strike out the proviso at the end of Section 1.

Have had the same under consideration and recommend that it do pass, with above amendments.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

And Senate Bill No. 157, with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

House Bill No. 161:

A bill to be entitled an act to make it unlawful for any male person to have carnal intercourse with any unmarried female who is at the time an idiot, lunatic or imbecile; and to provide a penalty for the violation of this act.

Recommend the adoption of the following amendments, to wit:

1. Strike out in Section 1, the word "thirty" and insert in lieu thereof the word "ten."
2. Strike out Section 2.

Have had the same under consideration and recommend that it do pass, with above amendments.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

And House Bill No. 161, with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 361:

A bill to be entitled an act to amend Sections 1844,

1845, 1850 and 1851 of the General Statutes of the State of Florida, relating to official court reporters and their duties.

Also—

Senate Bill No. 376:

A bill to be entitled an act to amend Chapter 5692 of the Acts of 1907, entitled "An act to amend Section 3470 of the General Statutes of the State of Florida, relative to purchase of supplies by a State, county and municipal boards or councils."

Also—

Senate Bill No. 446:

A bill to be entitled an act relating to appeals by the State in Criminal prosecutions.

Also—

Senate Bill No. 450:

A bill to be entitled an act in relation to the attendance of witnesses in criminal prosecutions.

Have had the same under consideration and recommend that they do not pass.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

And Senate Bills Nos. 361, 376, 446 and 450, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

House Bill No. 114:

A bill to be entitled an act providing that in certain suits non-resident infants who are proper parties defendant may be served with process by publication.

Also—

House Bill No. 133:

A bill to be entitled an act to require members of the

Boards of County Commissioners and members of County Boards of Public Instruction each to give bond for the faithful and honest discharge of their duties, as is now or may hereafter be prescribed by law, and to faithfully and properly account for all moneys or other property, real or personal, coming into their custody or control as such officials.

Have had the same under consideration and recommend that they do pass.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

And Senate Bill No. 114 and House Bill No. 133, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 285:

A bill to be entitled an act creating the office of Chief of the Fire Department in certain cases, and defining his duties.

Recommend the following substitute to—

Senate Bill No. 285:

A bill to be entitled an act creating the office of Chief of the Fire Department in certain cases and defining his duties and powers; for the levying and collection of a special tax from fire insurance companies doing business in this State for the purpose of carrying out the provisions of this act; regulating the payment of losses on fire insurance policies; and providing penalties for the violation of the provisions of this act.

Have had the same under consideration and recommend that the substitute do pass.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 285, with the committee substitute therefor, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

House Bill No. 157:

A bill to be entitled an act to charter Great Council of Florida, Improved Order of Red Men.

Have had the same under consideration and report same adversely for the reason that it is contrary to Section 25, Article 3, of the Constitution of the State of Florida as amended by the Acts of 1899. The Circuit Court having had jurisdiction.

Very respectfully,  
F. P. CONE,  
Chairman of Committee.

And House Bill No. 157, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 435:

A bill to be entitled an act to make allowance for the wives and children of persons convicted and sentenced to penal servitude in the State, and to authorize the Judges of courts to hear evidence and make allowance for maintenance out of the hire of convicts, and to require the State and county to comply therewith.

Have had the same under consideration and report without recommendation.

Very respectfully,  
F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 435, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B. submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 399:

A bill to be entitled an act to amend Section 3225, of the General Statutes of the State of Florida, the same being relative to false imprisonments and kidnapping, and the penalty therefor.

Have had the same under consideration and recommend that it do pass.

Very respectfully,  
F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 399, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B. submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 401:

A bill to be entitled an act providing for the payment to family of any person convicted of crime, from whose



confinement the State or County shall receive any remuneration, either in work or cash for hire of such person, a part of the earnings of such convict.

Have had the same under consideration and recommend that it do pass.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 401, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 416:

A bill to be entitled an act providing that insurance companies or associations or individuals doing an insurance business or sick, accident or funeral benefit business in this State, shall have their license and authority to do business withheld and revoked if they fail to pay any or all license or occupation tax required of them.

Have had the same under consideration and recommend that it do pass.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 416, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

## Senate Bill No. 247:

A bill to be entitled an act permitting the Boards of County Commissioners in counties having a population of twenty thousand or more inhabitants, and having no County Court or Criminal Court of Record, to employ an attorney at law to represent the State in all criminal cases tried or heard in the County Judge's Court and any Justice of the Peace Courts in such county, and fixing the salary of such attorney.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

F. P. CONE,

Chairman of Committee.

And Senate Bill No. 247, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

## Senate Bill No. 451:

A bill to be entitled an act to validate and confirm certain tax deeds regularly executed to lands in Washington County, Florida, prior to January 1, 1898.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

F. P. CONE,

Chairman of Committee.

And Senate Bill No. 451, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Joint Resolution No. 434:

Senate Joint Resolution proposing an amendment to Section four (4) of Article five of the Constitution of Florida, relating to the number of Justices necessary to a decision as amended by Joint Resolution No. 1, Acts of 1901.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Joint Resolution No. 434, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 186:

A bill to be entitled an act to provide for the proper labeling of goods made by convicts and by child labor; and prescribing penalties for the violation of this act.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 186, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B,  
submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 403:

A bill to be entitled an act to specify and define the manner and conditions in which aliens, foreign corporations, foreign joint stock companies, foreign partnerships may transact and carry on business in this State.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,  
F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 403, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B,  
submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 379:

A bill to be entitled an act to repeal Section 4072 of the General Statutes of the State of Florida, relating to costs in Justice of the Peace Courts.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,  
F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 379, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 458:

A bill to be entitled an act to authorize, ascertaining assessment, awarding and collection of attorneys' fees in cases which may be instituted in any of the courts of this State, both at common law and in equity.

Recommend the following amendment:

First, after the word "be" in line 2 of the title add the word "hereafter."

Second, after the word "affidavit" in line 7 of Section 2, add the words, "unless default or decree pro confesso may have been entered in said cause, in which event ex parte affidavits may, at the discretion of the court, be used."

Have had the same under consideration and recommend that it do pass as amended.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 458, with the amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 412:

A bill to be entitled an act providing for the payment of

five hundred dollars to the estate of any peace officer violently killed in the discharge of an official duty.

Have had the same under consideration and report without recommendation.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 412, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

House Bill No. 179:

A bill to be entitled an act relating to the setting of fires on lands of another, and prescribing penalties for the violation thereof.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And House Bill No. 179, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 433:

A Bill to be entitled an act to require purchasers of

cattle to get from the seller a bill of sale containing certain information, and requiring that when such purchaser is driving or transporting such cattle he shall, upon request, exhibit said bill of sale to any Sheriff, Deputy Sheriff, Constable, Cattle Inspector or Inspector of Marks and Brands, and prescribing the duties of such officers, and fixing penalties for a violation of this act.

Have had the same under consideration and report without recommendation.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 433, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

House Bill No. 22:

A bill to be entitled an act to prescribe rules of practice in civil cases in the Justices of Peace Courts in the State of Florida.

Have had the same under consideration and recommend that it do not pass.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And House Bill No. 22, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

Committee Substitute for House Bill No. 73:

A bill to be entitled an act requiring the Clerk of the Supreme Court of the State of Florida, in all cases in which the Supreme Court writes an opinion, to send the Clerk of the Circuit Court of the county from which such case is appealed, or writ of error taken, a correct copy of such opinion and decision of the Supreme Court.

Have had the same under consideration and recommend that it do pass.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And Committee Substitute for House Bill No. 73, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 447:

A bill to be entitled an act enlarging the powers of State Attorneys.

Have had the same under consideration and recommend that it do pass.

Very respectfully, F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 447, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—



## House Bill No. 135:

A bill to be entitled an act to prevent pollution or contamination of the waters of the lakes, rivers, streams and ditches in the State of Florida, and prescribing a penalty for the violation thereof.

Recommend the following amendments.

At the end of Section 1, add the following: "Provided, further, That the carrying into effect of the provisions of this act shall be under the supervision of the State Board of Health."

Have had the same under consideration and recommend that it do pass, as amended.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And House Bill No. 135, with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

## House Bill No. 515:

A bill to be entitled an act regulating the publication in newspapers of articles either as news matter or as editorials, for the publication of which money has been paid, and prescribing penalties for the violation thereof.

Recommend the following amendment:

Strike out Section 4.

Have had the same under consideration and recommend that it do pass, as amended.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And House Bill No. 515, with committee amendment,

contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Seate Bill No. 411:

A bill to be entitled an act providing for the payment of a per diem to sheriffs for attendance upon Criminal Courts of Record, County Courts, County Judges' Courts, and Justice of the Peace Courts of this State.

Recommend the following amendments:

(1) Strike out in the title the words County Judges' Courts and Justice of the Peace Courts.

(2) In line 3, Section 1, strike out the words "the County Judge's Court and Justice of the Peace Court."

Have had the same under consideration and recommend that it do pass, as amended.

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 411, with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Hosford, Chairman of the Committee on Agriculture and Forestry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Agriculture and Forestry, to whom was referred—

Senate Bill No. 372:

A bill to be entitled an act to amend Section 3426 of the General Statutes of the State of Florida.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

R. F. HOSFORD,  
Chairman of Committee.

And Senate Bill No. 372, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Flournoy, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Committee on Finance and Taxation, to whom was referred—

Senate Bill 294:

A bill to be entitled an act requiring all persons, firms or corporations buying seed or lint cotton to keep a record in writing, containing the names of persons, firms or corporations from whom seed or lint cotton is purchased, and making such record subject to inspection of any person, firm or corporation; and prescribing a penalty for violating any of the provisions of this act."

Recommend the following amendments:

(1) In line 9 of Section 1, strike out the words "three months" and insert in lieu thereof the following: "thirty days."

(2) In last line of bill strike out the words and figures, "five hundred dollars (\$500.00)" and insert in lieu thereof the following: "one hundred dollars (\$100.00)."

Have had the same under consideration and recommend that it do pass, as amended.

Very respectfully,

W. W. FLOURNOY,  
Chairman of Committee.

And Senate Bill No. 294, contained in the above report, with amendments thereto, was placed on the Calendar of Bills on Second Reading.

Mr. Flournoy, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 18, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Finance and Taxation to whom was referred:

Senate Bill No. 144:

A bill to be entitled an act to cancel certain tax sale certificates.

Recommend the following amendment:

Insert in line 2 of Section 1, after the word "years" the following "A. D. 1877."

Have had the same under consideration and recommend that it do pass as amended.

Very respectfully,

W. W. FLOURNOY,  
Chairman of Committee.

And Senate Bill No. 144, contained in the above report with amendments thereto, was placed on the Calendar of Bills on Second Reading.

Mr. Flournoy, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 18, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Finance and Taxation to whom was referred:

House Bill No. 129:

A bill to be entitled "an act to require the Boards of County Commissioners to advertise for bids for public work and furnishing supplies to the county in certain cases, and providing a penalty for failure to comply with the provisions of this act."

Recommend the following amendment:

On page 2, line 23, Section 1, strike out the word "three" and insert in lieu thereof the word "two."

Strike out Section 3.

Have had the same under consideration and recommend that it do pass as amended.

Very respectfully,

W. W. FLOURNOY,  
Chairman of Committee.

And House Bill No. 129 with amendments thereto, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 18, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 440:

A bill to be entitled an act to amend Section 46 of Chapter 5596 of the Laws of the State of Florida, relating to the assessment of the property of railroads, telegraph lines and sleeping car companies and the officers of the State and their duties who shall make such assessments.

Have had the same under consideration and recommend that as it relates to the assessment of property for taxation, it be referred to the Committee on Finance and Taxation.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

Mr. Massey moved that the foregoing report be adopted and that Senate Bill No. 440 be referred to the Committee on Finance and Taxation.

Which was agreed to, and Senate Bill No. 440 was so referred.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

House Bill No. 173:

A bill to be entitled an act to amend Section 2759 of the General Statutes of the State of Florida, providing for the issuance of certificates to insurance companies and providing other prerequisites.

Also—

House Bill No. 176:

A bill to be entitled an act amending Section 2674 of the General Statutes of the State of Florida, providing for the method of reduction of the capital stock of corporation for profit.

Have had the same under consideration and recommend that they be referred to your Committee on Judiciary "B" for the reason that such committee has already had before it the corresponding bills on these subjects.

Very respectfully,

LOUIS C. MASSEY,  
Chairman of Committee.

Mr. Massey moved that the foregoing report be adopted and that House Bills Nos. 173 and 176 be referred to Committee on Judiciary B.

Mr. Cone moved to substitute the motion that House Bill No. 173 be substituted for Senate Bill No. 406, and that House Bill No. 176 be substituted for Senate Bill No. 407.

The substitute motion prevailed and House Bill No. 173 took the place and position of Senate Bill No. 406 and House Bill No. 176 took the place and position of Senate Bill No. 407.

By consent, Mr. Cone withdrew Senate Bills Nos. 406 and 407.

Mr. Harris asked and obtained unanimous consent to have Senate Bill No. 629 recommitted to the Committee on Municipalities.

## CONSIDERATION OF RESOLUTIONS.

House Memorial No. 17:

A memorial to the Congress of the United States requesting a survey and appropriation for the purpose of opening a canal joining the navigable waters of Haw Creek, in Volusia County, Florida, to either Smiths Creek, or the Tomoka River, and from thence into the East Coast Canal on the east coast of Florida.

Was taken up in its order and read the second time in full.

Upon the question of its passage the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker (20th District), Broome, Buckman, Crill, Cook, Cottrell, Flournoy, Girardeau, Harris, Henderson, Hosford, Humphriess, Johnson, Leggett, McCreary, McLeod, Sams, Sloan, Williams, Withers, Zim—23.

Nays—None.

So House Memorial No. 17 was adopted.

And the same was ordered to be certified to the House of Representatives under the rule.

## INTRODUCTION OF BILLS.

By Mr. Hudson—

Senate Bill No. 461:

A bill to be entitled an act to correctly define and establish the territorial limits of the town of Dania, in Dade county, State of Florida, and to legalize the acts of said municipality heretofore done within such territorial limits.

Which was read the first time by its title and referred to the Committee on Municipalities.

By Mr. Withers—

Senate Bill No. 462:

A bill to be entitled an act to amend Section 38 of the General Statutes of Florida.

Which was read the first time by its title and referred to the Committee on County Organization.

By Mr. Girardeau—

Senate Bill No. 463.

A bill to be entitled an act to provide a road and bridge fund for Jefferson county, Florida; to provide for the assessment and collection of the same and to prescribe the manner and method of building, erecting and maintaining public roads and bridges in said county.

Which was read the first time by its title and referred to the Committee on County Organization.

By Mr. McLeod (by request)—

Senate Bill No. 464:

A bill to be entitled an act to establish and maintain a State printing plant, at which shall be done all State printing and to publish and manufacture all State text school books of certain grades to be used in all county schools in the State of Florida, and to name, and regulate and prescribe the duties of all officials connected therewith and to provide for the maintenance of such plant, and the compilation of said books, and to further provide an appropriation for the creation and maintenance of said plant and the compilation and distribution of such school books.

Which was read the first time by its title and referred to the Committee on Public Printing.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read:

State of Florida,  
Executive Chamber,  
Tallahassee, Fla., May 18, 1909.

*Gentlemen of the Legislature:*

At my request copies of the laws of several States, relating to the inheritance tax, have been received and are in my office. If it is the will of the Legislature to pass an inheritance tax law these acts will be very beneficial.

I recommend the appointment of a joint committee of the two Houses to consider this matter, to whom it will afford me pleasure to deliver the copies of these various laws.

I have the honor to be,

Very respectfully,

ALBERT W. GILCHRIST,  
Governor.



Mr. Harris moved to spread the message of the Governor on the Journal.

Which was agreed to, and so ordered.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 17, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 647:

A bill to be entitled an act to regulate the hunting of wild deer, turkey, quail, squirrel or other wild game in the County of Marion; prescribing times when same may be hunted therein or killed therein; and providing for license or permit to non-residents thereof, and prescribing penalties for the violations of the provisions thereof.

Also—

House Bill No. 249:

A bill to be entitled an act to amend Section 3123, of the General Statutes of the State of Florida, relating to the duties of certain Inspectors of Marks and Brands.

Also—

House Bill No. 490:

A bill to be entitled an act to abolish the present municipal government of the town of Titusville, in the county of Brevard, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Titusville, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Also—

House Bill No. 644:

A bill to be entitled an act requiring the several Boards of County Commissioners of the State of Florida to so lay out and define the various Commissioner's Districts

that the boundary lines of such districts shall not divide any voting district or precinct.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 647, contained in the above message, was read the first time by its title and was referred to the Committee on Game and Fisheries.

And House Bill No. 249, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary B.

And House Bill No. 490, contained in the above message, was read the first time by its title and was referred to the Committee on Municipalities.

And House Bill No. 644, contained in the above message was read the first time by its title and was referred to the Committee on Judiciary A.

#### ORDERS OF THE DAY.

The motion of Mr. Johnson to reconsider the vote by which the Senate failed to pass—

Senate Bill No. 88:

A bill to be entitled an act to provide for the temporary transfer of money from one county fund to another.

Made on yesterday.

Was taken up in its order.

Mr. Johnson moved to defer the further consideration the same until tomorrow.

Which was agreed to, and so ordered.

Mr. Williams moved that Senate Bill No. 178 be continued in its special order until tomorrow.

Which was agreed to, and so ordered.

The hour of 10:30 o'clock having arrived, being the hour set for special consideration of Senate Bill No. 382.

Senate Bill No. 382:

A bill to be entitled an act to provide for the prevention, suppression and control of dangerous, contagious and infectious diseases in domestic animals and live stock

and to impose certain duties and confer certain powers on the State Board of Health for such powers.

Was taken up and read the second time in full.

Mr. Cottrell offered the following amendment to Senate Bill No. 382:

Add to Section 10 the following:

That it shall be the duty of the State Board of Health to give notice in the several counties of this State by publication or otherwise as they may elect, setting forth the various contagious diseases required to be reported to said State Health Officer by any person owning any such diseased stock.

Mr. Cottrell moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Williams offered the following amendment to Senate Bill No. 382.

Strike out all of Section 5 and insert in lieu thereof the following:

Section 5. That said State Board of Health shall have the power to temporarily employ a skilled veterinary surgeon at a price to be agreed upon between them; who shall discharge such duties as may be imposed upon him by said Board.

Which was withdrawn.

Mr. Hudson offered the following amendment to Senate Bill No. 382:

Strike out the last four words of line 37, Section 8 of the printed bill and all the balance of said section.

Mr. Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 382 as amended was referred to the Committee on Engrossed Bills.

Mr. Baker, of the 20th District, moved to make the bill, when reported back from the Committee on Engrossed Bills a special order for to-morrow at 11 o'clock.

Which was agreed to.

The hour of 11 o'clock having arrived, the hour set for special consideration of Senate Bill No. 104.

Senate Bill No. 104:

A bill to be entitled an act creating a State Board of Pensions, defining who shall receive pensions, who shall not receive pensions, how application shall be made, how pensions shall be paid, duty of County Commissioners in

regard to pensions, providing for the levy of pension tax, and authorizing the State Board of Pensions to make rules and regulations to carry into effect the provisions of this act.

Was taken up, with the pending amendments thereto.

Mr. McCreary moved to reconsider the vote by which the Senate adopted the amendment offered by Mr. Cone on yesterday.

Mr. McCreary moved to waive the rules and to take up the motion to reconsider at once.

Which was agreed to by a two-thirds vote.

The reconsideration was taken up.

And upon the question, "Shall the Senate reconsider its vote by which the said amendment was adopted," the vote was reconsidered.

The question recurred upon the adoption of the amendment to the amendment offered by Mr. Cone, to-wit:

Strike out all of Section 2, after the figure \$150, in line 26, on page 3 of printed bill, and insert in lieu thereof the following: "That the several Boards of County Commissioners of the State of Florida shall, upon the request of the Board of Pensions, examine the pension roll of their respective counties, and after examination of said roll or rolls, shall recommend to the State Board of Pensions those not entitled to a pension under the provisions of this act, and all now in the pension roll found to be eligible and entitled to a pension under this act shall not be stricken from the roll and shall not be required to make further application or proof.

And the amendment to the amendment was not agreed to.

The question then recurred upon the adoption of the Committee Amendment.

Which was agreed to and adopted.

Mr. Harris offered the following amendment to Senate Bill No. 104:

Strike out the words "upon making the proper application" in line 6, Section 5 and insert in lieu thereof the following: "Not be required to make new proof and shall."

Mr. Harris moved the adoption of the amendment.

Mr. Cone offered the following amendment to the amendment to Senate Bill No. 104:

Add to said amendment after the word "proof," the words "or application."

Mr. Cone moved the adoption of the amendment to the amendment.

Pending the consideration of which, Mr. Humphries moved to take a recess until 3:30 p. m.

Which was agreed to.

Whereupon the Senate took a recess until 3:30 p. m.

#### AFTERNOON SESSION, 3:30 P. M.

The Senate resumed its session pursuant to recess.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Adkins, Baker (20th District), Beard, Broome, Buckman, Crill, Cook, Cone, Cottrell, Dayton, Flournoy, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Sams, Sloan, West, Williams, Withers, Zim—29.

The Senate resumed consideration of the pending amendments to—

Committee Substitute for House Bill No. 104:

A bill to be entitled an act creating a State Board of Pensions, defining who shall receive pensions, who shall not receive pensions, how application shall be made, how pensions shall be paid, duty, of County Commissioners in regard to pensions, providing for the levy of pension tax, and authorizing the State Board of Pensions to make rules and regulations to carry into effect the provisions of this act.

Being an amendment by Mr. Cone to the amendment of Mr. Harris to the bill.

The amendment of Mr. Harris, and the amendment to the amendment by Mr. Cone, were read for information.

The question being upon the adoption of the amendment to the amendment:

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Adkins, Broome, Cone, Cottrell, Flournoy, Girardeau, Leggett, Williams—8.

Nays—Mr. President, Senators Baker (20th District), Buckman, Cook, Dayton, Harris, Henderson, Hosford, Humphries, Johnson, Massey, McCreary, McLeod, Sams, Withers, Zim—16.

Mr. McMullen was exempted from voting.

So the amendment to the amendment was not agreed to.

The question recurred upon the adoption of the amendment offered by Mr. Harris.

Which was agreed to, and adopted.

Mr. Broome offered the following amendment to Committee Substitute Bill No. 104:

Strike out the words in Section 2, lines 8 and 9, printed bill, "and whose property valuation, both real and personal, does not exceed the sum of \$5,000.00."

Mr. Broome moved the adoption of the amendment.

Upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Senators Broome, Cone, Flournoy, Girardeau, Leggett, Sloan, West, Williams—8.

Nays—Mr. President, Senators Adkins, Baker (20th Dist.), Buckman, Cook, Cottrell, Dayton, Harris, Henderson, Hosford, Humphries, Johnson, McCreary, McLeod, McMullen, Sams, Withers—18.

Mr. West was excused from voting.

So the amendment was not agreed to.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike out the word "four" in line 2, Section 12, of printed bill and insert in lieu thereof the following: "Five."

Mr. Williams moved the adoption of the amendment.

Which was not agreed to.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike out all Section 6.

Mr. Williams moved the adoption of the amendment.

Which was withdrawn.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike all of Section 3 after the word "husband," line 23, of Section 3, printed bill.

Mr. Williams moved the adoption of the amendment.

Which was not agreed to.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike out all after the words "such soldier" in line 10 of printed bill, to and including the figures "\$5,000" in line 12 of Section 3 of printed bill.

Mr. Williams moved the adoption of the amendment.  
Which was not agreed to.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike out all after the words "the same" in line 5 of Section 3 of printed bill, to and including the words "line of duty" in line 9 of Section 3 of printed bill.

Mr. Williams moved the adoption of the amendment.  
Which was not agreed to.

Mr. Williams offered the following amendment to Committee Substitute Bill No. 104:

Strike out the words after the words "the same" in line 4 of Section 2, all to the figures "1895" in line 11 of Section 2 of printed bill.

Mr. Williams moved the adoption of the amendment.  
Which was not agreed to.

Mr. Dayton offered the following amendment to Committee Substitute for Senate Bill No. 104:

After word "year" in line 6, page 2 of Section 2, add, "or who was in actual service at the time of the close of said war."

Mr. Dayton moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Mr. Henderson offered the following amendment to Committee Substitute for Senate Bill No. 104:

Strike out the words "and whose property valuation, both real and personal, does not exceed the sum of \$5,000" in lines 8 and 9 in Section 2, and insert in lieu thereof the following: "And whose net income derived from all sources does not exceed the sum of \$600 per annum."

Mr. Henderson moved the adoption of the amendment.  
Which was not agreed to.

Mr. Henderson offered the following amendment to Committee Substitute for Senate Bill No. 104:

Strike out the words, "and whose property, both real and personal, does not exceed the sum of \$5,000," in lines 10, 11 and 12 in Section 3, and insert in lieu thereof the following: "And whose net income derived from all sources does not exceed the sum of \$600 per annum."

Mr. Henderson moved the adoption of the amendment.  
Which was not agreed to.

Senator Sams offered the following amendment:

At the end of Section 2 add the following: "That the provisions of this act shall apply to all those who were

members of the First Florida Reserves, which was in the service of the State of Florida during the war between the States of the United States."

Mr. Sams moved to adopt the amendment.

Which was agreed to.

And the amendment was adopted.

Mr. Leggett offered the following amendment to Substitute to Senate Bill No. 104:

Strike out the words "one year" wherever it occurs in said bill, and insert in lieu thereof the following: "Six months."

Mr. Leggett moved the adoption of the amendment.

Which was withdrawn.

Mr. Leggett offered the following amendment to Printed Bill No. 104:

Strike out the words "1895" wherever it occurs in said bill and insert in lieu thereof the following: "1900."

Mr. Leggett moved the adoption of the amendment.

Upon which the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Senators Adkins, Broome, Cone, Cottrell, Flournoy, Girardeau, Leggett, West, Williams—9.

Nays—Mr. President, Senators Baker (20th District), Buckman, Cook, Dayton, Harris, Henderson, Hosford, Humphries, Johnson, Massey, McCreary, McMullen, Sams, Sloan, Withers, Zim—17.

So the amendment was not agreed to.

Mr. Cone offered the following amendment to Senate Bill No. 104:

Strike out all after the figures "\$150.00," in line 26, Section 2.

Mr. Cone moved the adoption of the amendment.

Which was not agreed to.

Mr. Leggett offered the following amendment to Printed Bill No. 104:

Strike out the figures "\$100.00," in line 12, Section 2, printed bill, and insert in lieu thereof the following, "\$120.00."

Mr. Leggett moved the adoption of the amendment.

Which was not agreed to.

Mr. Williams offered the following amendment to Senate Bill No. 104:

Strike out all of Section 7 after the words "this act," line 7, and insert in lieu thereof the following, "but no



further proof shall be necessary, provided the applicant shall at the time of the passage of this act be drawing a pension."

Which was withdrawn.

Mr. Williams offered the following amendment to Senate Bill No. 104.

Strike out all after the words "this act," line 7, of Section 7, of the printed bill, to and including the words "service claimed," in line 11, of said section.

Mr. Williams moved the adoption of the amendment.

Which was not agreed to.

Mr. McMullen offered the following amendment to Committee Substitute for Senate Bill No. 104:

Strike out the words "upon its passage and approval by the Governor," in Section 16, and insert in lieu thereof the following, "on the first day of July, A. D. 1909."

Mr. McMullen moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Mr. Cook offered the following amendment to Senate Bill No. 104:

Strike out the words "since 1905," in line 11, Section 2, and insert in lieu thereof the following, "for ten years next preceding the date of making application."

Mr. Cook moved the adoption of the amendment.

Which was not agreed to.

Mr. Cone offered the following amendment to Senate Bill No. 104:

Strike out the word "were," in Section 2, page 3, line 27, also words "prior to January 1, 1907," line 28, said section, also the words "since that time" in line 29, same section and insert in lieu thereof the following words: "Are now," after the word "who" in Section 2, line 27, page 3, of printed bill.

Mr. Cone moved the adoption of the amendment.

Which was not agreed to.

And Substitute for Senate Bill No. 104, as above amended was referred to the Committee on Engrossed Bills.

Mr. Dayton moved to take up Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907.

Which had been returned to the Senate by the Governor upon request of the Senate, and that the same be re-

ferred back to the Committee on Enrolled Bills for correction.

Which was agreed to and the act was taken up and was referred back to the Committee on Enrolled Bills.

Mr. Cook asked and obtained permission to file the following minority report:

#### REPORT OF COMMITTEES.

Mr. Cook, of the 25th, member of Judiciary Committee B, submitted the following minority report upon Senate Bill No. 435:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

I do not agree with the majority of the Committee in their report on Senate Bill No. 435: A bill to be entitled an act to make allowance for the wives and children of persons convicted and sentenced to penal servitude in this State and to authorize the Judges of courts to hear evidence and make allowance for maintenance out of the hire of convicts, and to require the State and county to comply therewith.

I believe the principle in the bill is wrong. To my mind it is paternalism run mad; and besides, at least ninety per cent. of the convicts of this State are negroes. It is a matter of common knowledge that one-half at least of these negro convicts are never married, but are living with some woman they call wife, and have a number of children. The effect of this bill would be to place these women and children on the pension list of the State.

I recommend that the bill do not pass.

Very respectfully,  
BUELL C. COOK,  
Of Judiciary Committee B.

Mr. Johnson moved to reconsider the vote by which Senate Bill No. 467 was ordered to be printed.

Mr. Johnson moved to waive the rules and that the motion to reconsider be now taken up.

Which was agreed to by a two-thirds vote.

And the motion to reconsider the vote was taken up.

Upon the question of the motion of Mr. Johnson to reconsider the vote by which Senate Bill No. 467 was

ordered to be printed, it was agreed to by a two-thirds vote, and the vote of the Senate upon the motion to print was reconsidered.

Mr. Johnson asked and obtained permission to withdraw the motion to print.

Mr. Cook offered the following resolution :

By Mr. Cook—

Senate Resolution No. 51:

Resolved, by the Senate, That the Sergeant-at-Arms be, and he is hereby, instructed to have installed in the Senate Chamber as soon as possible four electric fans.

Mr. Cook moved to adopt the resolution.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Adkins, Beard, Buckman, Cook, Davis, Dayton, Flournoy, Girardeau, Harris, Hosford, Humphries, Massey, McCreary, Sloan, Zim—15.

Nays—Mr. President, Senators Broome, Crill, Cone, Cottrell, Henderson, Johnson, Leggett, McLeod, McMullen, West, Williams, Withers—13.

So the resolution was adopted.

Mr. Flournoy offered the following resolution :

Senate Resolution No. 52:

Resolved, That the Committee on Finance and Taxation be allowed a clerk, and that his pay begin with Thursday, May 13, 1909.

Which was referred to Committee on Legislative Expenses.

## INTRODUCTION OF BILLS.

By Mr. Leggett—

Senate Bill No. 465:

A bill to be entitled an act to regulate and require the holding of inquests over the bodies of State and county convicts in the State of Florida, and to provide for the payment of same.

Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. Humphries—

Senate Bill No. 466:

A bill to be entitled an act, relative to time of paying poll tax to be entitled to vote.

Which was read the first time by its title and referred to the Committee on Privileges and Elections.

By Mr. Withers—

Senate Bill No. 467:

A bill to be entitled an act making appropriation for the expenses of the State government for six months of the year 1909, and for the year 1910, and for six months of the year 1911.

Which was read the first time by its title and referred to the Committee on Appropriations.

By Mr. Flournoy—

Senate Bill No. 468:

A bill to be entitled an act to amend Sections 2574 and 2576 of the General Statutes of the State of Florida, governing the issuance of marriage licenses, and the manner of and persons authorized to solemnize matrimony; providing for the certification and return of license and providing penalty for violation thereof.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Zim—

Senate Bill No. 469:

A bill to be entitled an act to amend Sections 872 and 873 of the General Statutes of the State of Florida, relating to the division of counties into road districts.

Which was read the first time by its title and referred to the Committee on Judiciary B.

Mr. Dayton moved that Senate Bill No. 67 be made a special order for Friday at 11 o'clock a. m.

Which was agreed to, and so ordered.

Mr. Massey moved that Senate Bill No. 176 be made a special order for Friday at 11 o'clock a. m.

Mr. Humphries moved that Senate Bill No. 165 be made a special order for next Thursday at 10.30 a. m.

Which was agreed to, and so ordered.

The President appointed the following committee to examine and report upon the messages of the Governor read to the Senate on the 15th and 17th days of May, 1909, and pertaining to the claim of Sidney I. Wailes, and also the remarks of the Senator from the Second District upon such messages, to-wit: Senators Humphries, Flournoy, Henderson, Harris and Dayton.

## REPORTS OF COMMITTEES.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills to whom was referred—

House Bill No. 547:

An act to legalize the election held in the Town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town who were resident owners of real estate within the corporate limits of said town and who had paid taxes thereon for the last year when said taxes were due whether or not the bonds proposed by an ordinance entitled "An ordinance for the calling and holding of an election, submitting to the qualified electors of the Town of Perry, Florida, the question of issuing bonds by the said municipality to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the said Town of Perry, Florida, and Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and to provide for the creating of a Board of Bond Trustees, and for the appointment and election of the members of said Board, and fixing their terms of office and defining their duties and powers, and to prescribe the denomination and rate of interest and date of maturity, and to provide for the safe keeping and proper disposal of said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same." passed by the City Council of the said town on the 2nd day of February, A. D. 1909, and approved by the Mayor of said town on the 2nd day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election, and the Mayor's proclamation calling said election, and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the Town of Perry, Florida, passed by the

Town Council on the 20th day of April, A. D. 1909, and approved by the Mayor pro tem on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the Town of Perry, Florida, and providing for the issuance of the bonds of the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and appointing three persons to constitute a Board of Bond Trustees to hold, sell and manage said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualifications of said Bond Trustees, and their tenure of office and to prescribe the time and manner of the sale of said bonds, and the pledging of the property of the Town of Perry, Florida, for the payment of the principal and interest upon said bonds, as well as the entire faith and credit of said town, also the manner of filling vacancies in the said Board of Bond Trustees, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills to whom was referred—

## House Bill No. 547:

An act to legalize the election held in the Town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town who were resident owners of real estate within the corporate limits of said town and who had paid taxes thereon for the last year when said taxes were due whether or not the bonds proposed by an ordinance entitled "An ordinance for the calling and holding of an election, submitting to the qualified electors of the Town of Perry, Florida, the question of issuing bonds by the said municipality to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the said Town of Perry, Florida, and Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and to provide for the creating of a Board of Bond Trustees, and for the appointment and election of the members of said Board, and fixing their terms of office and defining their duties and powers, and to prescribe the denomination and rate of interest and date of maturity, and to provide for the safe keeping and proper disposal of said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same," passed by the City Council of the said town on the 2nd day of February, A. D. 1909, and approved by the Mayor of said town on the 2nd day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election, and the Mayor's proclamation calling said election, and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the Town of Perry, Florida, passed by the Town Council on the 20th day of April, A. D. 1909, and approved by the Mayor pro tem on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the Town of Perry, Florida, and providing for the issuance of the bonds of the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and appointing three persons to constitute a Board of Bond Trustees to hold, sell and man-

age said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualifications of said Bond Trustees, and their tenure of office and to prescribe the time and manner of the sale of said bonds, and the pledging of the property of the Town of Perry, Florida, for the payment of the principal and interest upon said bonds, as well as the entire faith and credit of said town, also the manner of filling vacancies in the said Board of Bond Trustees, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—  
House Bill No. 547:

An act to legalize the election held in the Town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town who were resident owners of real estate within the corporate limits of said town and who had paid taxes thereon for the last year when said taxes were due whether or not the bonds proposed by an ordinance entitled "An ordinance for the calling and holding of an election, submitting to the qualified electors of the Town of Perry, Florida, the question of issuing bonds by the said municipality to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the said Town of Perry, Florida, and Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and to provide for the creating of a Board of Bond Trustees, and for the appointment and election of the members of said Board, and fixing their terms of office and defining their duties and powers, and to prescribe the denomination and rate of interest and date of maturity, and to



provide for the safe keeping and proper disposal of said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same," passed by the City Council of the said town on the 2nd day of February, A. D. 1909, and approved by the Mayor of said town on the 2nd day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election, and the Mayor's proclamation calling said election, and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the Town of Perry, Florida, passed by the Town Council on the 20th day of April, A. D. 1909, and approved by the Mayor pro tem on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the Town of Perry, Florida, and providing for the issuance of the bonds of the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and appointing three persons to constitute a Board of Bond Trustees to hold, sell and manage said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualifications of said Bond Trustees, and their tenure of office and to prescribe the time and manner of the sale of said bonds, and the pledging of the property of the Town of Perry, Florida, for the payment of the principal and interest upon said bonds, as well as the entire faith and credit of said town, also the manner of filling vacancies in the said Board of Bond Trustees, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

The act was thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills to whom was referred—

House Bill No. 547:

An act to legalize the election held in the Town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town who were resident owners of real estate within the corporate limits of said town and who had paid taxes thereon for the last year when said taxes were due whether or not the bonds proposed by an ordinance entitled "An ordinance for the calling and holding of an election, submitting to the qualified electors of the Town of Perry, Florida, the question of issuing bonds by the said municipality to the amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the said Town of Perry, Florida, and Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and to provide for the creating of a Board of Bond Trustees, and for the appointment and election of the members of said Board, and fixing their terms of office and defining their duties and powers, and to prescribe the denomination and rate of interest and date of maturity, and to provide for the safe keeping and proper disposal of said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same," passed by the City Council of the said town on the 2nd day of February, A. D. 1909, and approved by the Mayor of said town on the 2nd day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election, and the Mayor's proclamation calling said election, and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the Town of Perry, Florida, passed by the Town Council on the 20th day of April, A. D. 1909, and approved by the Mayor pro tem on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the Town of Perry, Florida, to the

amount of Fifteen Thousand Dollars for the purpose of equipping and fitting up a system of sewerage in and for the Town of Perry, Florida, and providing for the issuance of the bonds of the Town of Perry, Florida, to the amount of Fifteen Thousand Dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and appointing three persons to constitute a Board of Bond Trustees to hold, sell and manage said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualifications of said Bond Trustees, and their tenure of office and to prescribe the time and manner of the sale of said bonds, and the pledging of the property of the Town of Perry, Florida, for the payment of the principal and interest upon said bonds, as well as the entire faith and credit of said town, also the manner of filling vacancies in the said Board of Bond Trustees, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 427:

An act to amend Sections 20 and 21, of an act entitled "An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Have examined the same and find it correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Committee.

And the act contained therein was referred to the Joint Committee on Enrolled Bills.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 427:

An act to amend Sections 20 and 21, of an act entitled "An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Have examined the same and find it correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

## Senate Bill No. 427:

An act to amend Sections 20 and 21, of an act entitled "An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,  
C. L. LEGGETT,  
Chairman of Joint Committee.

## ENROLLED.

The President announced that he was about to sign—  
Senate Bill No. 427:

An act to amend Sections 20 and 21, of an act entitled "An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

The act was thereupon duly signed by the President and Secretary of the Senate and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 427:

An act to amend Sections 20 and 21, of an act entitled "An act to abolish the present municipal government of

the town of Jennings, in the county of Hamilton, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

House Concurrent Resolution No. 21:

Relative to the construction of a Ship Canal across the Peninsula of Florida.

Have examined the same and find same correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

House Concurrent Resolution No. 21:

Relative to the construction of a Ship Canal across the Peninsula of Florida.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—  
House Concurrent Resolution No. 21:

Relative to the construction of a Ship Canal across the Peninsula of Florida.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

House Concurrent Resolution No. 21:

Relative to the construction of a Ship Canal across the Peninsula of Florida.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 617:

An act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Have examined the same and find same correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
 Chairman of Joint Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signatures of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 617:

An act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

C. L. LEGGETT,  
 Chairman of Joint Committee.



## ENROLLED.

The President announced that he was about to sign—  
House Bill No. 617:

An act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., May 19, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred—

House Bill No. 617:

An act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Beg to report that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

Mr. Leggett moved that the Senate request the House of Representatives to return to the Senate Senate Bill No. 315.

Which was agreed to and so ordered.

Mr. Cone moved to reconsider the vote by which Senate Bill No. 315 failed to pass.

Which went over under the rule.

Mr. Williams moved to adjourn to 9 o'clock a. m. to-morrow.

Mr. Beard moved to adjourn to 10 o'clock to-morrow morning.

The motion to adjourn to 10 o'clock to-morrow morning was agreed to.

Whereupon the Senate stood adjourned to 10 o'clock a. m. Thursday, May 20, 1909.